

PREET BHARARA
United States Attorney for the
Southern District of New York
By: MICHAEL D. LOCKARD
Assistant United States Attorney
One St. Andrew's Plaza
New York, New York 10007
Tel.: (212) 637-2193

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - -	x	
	:	
UNITED STATES OF AMERICA	:	<u>DECLARATION OF PUBLICATION</u>
	:	
-v.-	:	S1 09 Cr. 110 (WHP)
	:	
DAVID EDUARDO HELMUT MURCIA GUZMAN,	:	
	:	
Defendant.	:	
- - - - -	x	


I, MICHAEL D. LOCKARD, pursuant to Title 28, United States Code, Section 1746, hereby declare under the penalty of perjury that:

I am an Assistant United States Attorney in the office of the United States Attorney for the Southern District of New York; and

Attached to this declaration are (1) a true and correct copy of a notice of criminal forfeiture in this action, (2) a true and correct copy of an Advertisement Certification Report, indicating that the aforementioned notice was posted on an official government internet site (www.forfeiture.gov) for at least 30 consecutive days, beginning on February 9, 2011, as required by Rule G(4)(a)(iv)(C) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions; and

Both documents referenced-above were obtained from a Consolidated Asset Tracking System maintained by the Department of Justice.

Dated: New York, New York
July 13, 2011



MICHAEL D. LOCKARD
Assistant United States Attorney

Attachment 1

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK
COURT CASE NUMBER: 09 CR. 110; NOTICE OF FORFEITURE**

Notice is hereby given that on November 29, 2010, in the case of U.S. v. David Eduardo Helmut Murcia Guzman, Court Case Number 09 CR. 110, the United States District Court for the Southern District of New York entered an Order condemning and forfeiting the following property to the United States of America:

The real property located at 951 Brickell Avenue, #2006, Miami, Florida 33131
(09-DEA-515408)

The real property located at 20201 E. Country Club Drive, #902, Aventura, Florida 33180
(09-DEA-515428)

The real property located at 880 Biscayne Boulevard, Unit 2507, Miami, Florida 33132
(09-DEA-515463)

The real property located at 175 SW 7th Street, #1810, Miami, Florida 33130
(09-DEA-515484)

The real property located at 455 5th Avenue, Half Moon Bay, California 94019
(09-DEA-515486)

The real property located at 951 Brickell Avenue, #1906, Miami, Florida 33131
(09-DEA-515489)

The real property located at 951 Brickell Avenue, #2304, Miami, Florida 33131
(09-DEA-515509)

The real property located at 175 SW 7th Street, #1811, Miami, Florida 33130
(09-DEA-515524)

The real property located at 175 SW 7th Street, #2008, Miami, Florida 33130
(09-DEA-515527)

The real property located at 90 Alton Road, #601, Miami, Florida 33139
(09-DEA-542466)

The United States hereby gives notice of its intent to dispose of the forfeited property in such manner as the United States Attorney General may direct. Any person, other than the defendant(s) in this case, claiming interest in the forfeited property must file a Petition within 60 days of the first date of publication (February 09, 2011) of this Notice on this official government internet web site, pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure and 21 U.S.C. § 853(n)(1). The petition must be filed with the Clerk of the Court, United States District Court, 500 Pearl Street, Room 120, New York, NY 10007, and a copy served upon Assistant United States Attorney Amy Lester, One St. Andrew's Plaza, New York, NY 10007. The petition shall be signed by the petitioner under penalty of perjury and shall set forth the nature and extent of the petitioner's right, title or interest in the forfeited property, the time and circumstances of the petitioner's acquisition of the right, title and interest in the forfeited property and any additional facts supporting the petitioner's claim and the relief sought, pursuant to 21 U.S.C. § 853(n).

Following the Court's disposition of all petitions filed, or if no such petitions are filed, following the expiration of the period specified above for the filing of such petitions, the United

States shall have clear title to the property and may warrant good title to any subsequent purchaser or transferee.



Advertisement Certification Report

The Notice of Publication was available on the www.forfeiture.gov web site for at least 18 hours per day between February 9, 2011 and March 10, 2011. Below is a summary report that identifies the uptime for each day within the publication period and reports the results of the web monitoring system's daily check that verifies that the advertisement was available each day.

U.S. v. David Eduardo Helmut Murcia Guzman

Court Case No: 09 CR. 110
For Asset ID(s): See Attached Advertisement Copy

Consecutive Calendar Day Count	Date Advertisement Appeared on the Web Site	Total Hours Web Site was Available during Calendar Day	Verification that Advertisement existed on Web Site
1	02/09/2011	24.0	Verified
2	02/10/2011	23.5	Verified
3	02/11/2011	24.0	Verified
4	02/12/2011	24.0	Verified
5	02/13/2011	24.0	Verified
6	02/14/2011	24.0	Verified
7	02/15/2011	23.9	Verified
8	02/16/2011	24.0	Verified
9	02/17/2011	24.0	Verified
10	02/18/2011	24.0	Verified
11	02/19/2011	24.0	Verified
12	02/20/2011	24.0	Verified
13	02/21/2011	24.0	Verified
14	02/22/2011	24.0	Verified
15	02/23/2011	24.0	Verified
16	02/24/2011	24.0	Verified
17	02/25/2011	24.0	Verified
18	02/26/2011	24.0	Verified
19	02/27/2011	24.0	Verified
20	02/28/2011	24.0	Verified
21	03/01/2011	24.0	Verified
22	03/02/2011	24.0	Verified
23	03/03/2011	24.0	Verified
24	03/04/2011	24.0	Verified
25	03/05/2011	24.0	Verified
26	03/06/2011	24.0	Verified
27	03/07/2011	24.0	Verified
28	03/08/2011	24.0	Verified
29	03/09/2011	24.0	Verified
30	03/10/2011	24.0	Verified

Additional log information is available and kept in the archives for 15 years after the asset has been disposed.